



Reprinted
June 23, 2009

SENATE BILL No. 1(ss)

DIGEST OF SB 1 (Updated June 22, 2009 5:05 pm - DI 73)

Citations Affected: IC 4-10.

Synopsis: Continuation of appropriations. Provides that if the general assembly has not before the end of a state fiscal year adopted a budget bill that applies to the following state fiscal year, the amount of the appropriations or actual allotments (if less), as determined by the budget director in consultation with the state budget committee, for each specific item in the enacted budget bill that applies to the state fiscal year ending June 30 of that year is appropriated for the following state fiscal year. Specifies that the provision providing for continuing appropriations expires June 30, 2011.

Effective: Upon passage.

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June 19, 2009, read first time and referred to Committee on Rules and Legislative Procedure.

June 19, 2009, reported favorably — Do Pass.

June 22, 2009, read second time, amended, ordered engrossed.

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SB 1(ss)—LS 6027/DI 73+



Special Session 116th General Assembly (2009)(ss)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2009 Regular Session of the General Assembly.

SENATE BILL No. 1(ss)

A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration and to make an appropriation.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 4-10-15-0.5 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE
3 UPON PASSAGE]: **Sec. 0.5. (a) As used in this section, "budget**
4 **bill" has the meaning set forth in IC 4-12-1-2.**

5 **(b) Subject to subsection (e), if the general assembly has not**
6 **before the end of a state fiscal year adopted a budget bill that**
7 **applies to the following state fiscal year, the amount of the**
8 **appropriations or actual allotments (if less), as determined by the**
9 **budget director in consultation with the budget committee, for**
10 **each specific item in the enacted budget bill that applies to the state**
11 **fiscal year ending June 30 of that year is appropriated for the**
12 **following state fiscal year.**

13 **(c) If an enacted budget bill containing an appropriation that is**
14 **continued under this section specifies:**

15 **(1) a grant amount, distribution amount, or allocation amount**
16 **for appropriated funds (or a formula for determining those**
17 **amounts);**



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(2) any eligibility criteria for a grant or distribution of appropriated funds; or

(3) a use or purpose for appropriated funds; those amounts (or formulas for determining those amounts), eligibility criteria, and uses or purposes apply to the corresponding appropriation continued by this section.

(d) If an enacted budget bill containing an appropriation that is continued under this section authorizes augmentation of a particular appropriated amount, the corresponding appropriation continued by this section may be augmented under the same conditions.

(e) If appropriations are continued under this section for the state fiscal year beginning July 1, 2009:

(1) except as provided in subdivision (2), appropriations that fund those programs for civil units and school corporations that before January 1, 2009, were funded entirely or in part by property tax levies that were replaced by the state under P.L.146-2008 are proportionately increased (as determined by the budget director in consultation with the budget committee) so that the appropriations are equal to the sum of state appropriations made to fund those programs for the state fiscal year ending June 30, 2009, plus property taxes and local excise taxes used to fund those programs for the state fiscal year ending June 30, 2009; and

(2) the appropriation for tuition support distributions for the state fiscal year beginning July 1, 2009, is equal to the sum of:

(A) state appropriations for tuition support distributions for the state fiscal year ending June 30, 2009;

(B) funds received under the American Recovery and Readjustment Act of 2009 and distributed to school corporations for tuition support during the state fiscal year ending June 30, 2009; plus

(C) property taxes and local excise taxes used to fund school general fund expenditures for the state fiscal year ending June 30, 2009.

(f) The subsequent adoption of a budget bill that applies to a state fiscal year for which appropriations are continued under this section shall supersede the continuation of appropriations under this section.

(g) This section expires June 30, 2011.

SECTION 2. An emergency is declared for this act.

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COMMITTEE REPORT

Madam President: The Senate Committee on Rules and Legislative Procedure, to which was referred Senate Bill No. 1(ss), has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 1(ss) as introduced.)

LONG, Chairperson

Committee Vote: Yeas 8, Nays 4.

 SENATE MOTION

Madam President: I move that Senate Bill 1(ss) be amended to read as follows:

Page 2, delete lines 12 through 19, begin a new paragraph and insert:

"(e) If appropriations are continued under this section for the state fiscal year beginning July 1, 2009:

(1) except as provided in subdivision (2), appropriations that fund those programs for civil units and school corporations that before January 1, 2009, were funded entirely or in part by property tax levies that were replaced by the state under P.L.146-2008 are proportionately increased (as determined by the budget director in consultation with the budget committee) so that the appropriations are equal to the sum of state appropriations made to fund those programs for the state fiscal year ending June 30, 2009, plus property taxes and local excise taxes used to fund those programs for the state fiscal year ending June 30, 2009; and

(2) the appropriation for tuition support distributions for the state fiscal year beginning July 1, 2009, is equal to the sum of:

(A) state appropriations for tuition support distributions for the state fiscal year ending June 30, 2009;

(B) funds received under the American Recovery and Readjustment Act of 2009 and distributed to school corporations for tuition support during the state fiscal year ending June 30, 2009; plus

(C) property taxes and local excise taxes used to fund school general fund expenditures for the state fiscal year ending June 30, 2009."

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Page 2, between lines 23 and 24, begin a new paragraph and insert:
"(g) This section expires June 30, 2011."

(Reference is to SB 1(ss) as printed June 19, 2009.)

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